

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE "GOVERNING BODY") OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE CITY), TO VACATE AND/OR ABANDON A 5' DRAINAGE/UTILITY EASEMENT ON EACH SIDE OF THE COMMON PROPERTY LINE BETWEEN LOTS 22 and 23, DEER RUN ESTATES, HANCOCK COUNTY LOCATED WITHIN THE CITY

WHEREAS, the Mayor and City Council (the Governing Body) of the City of Diamondhead, Mississippi (the City), acting for and on behalf of the City, hereby finds and determines as follows:

1. The City currently has a 5' drainage/utility easement on each side of the common property line between Lots 22 and 23, Deer Run Estates (see attached Hancock County Geoportal site maps as Exhibit A).
- 2.
2. Bryon and Yvonne Griffith are the owners of Lots 22 and 23, Deer Run Estates. These 2 lots have been combined and the parcel number is 067J-3-36-071.000 (see attached parcel information change request form from Hancock County Tax Assessor). The physical street address is yet to be determined (vacant developable property).
3. Further, the City hereby abandons and/or vacates the drainage/utility easements for the full width and length as petitioned except for the front and rear drainage and utility easement. These drainage/utility easements are 5' drainage and utility easements on each side of the common property line between Lots 22 and 23, Deer Run Estates.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:

SECTION 1. That the Governing Body of the City will hereby abandon the selected drainage/utility easements with respect to Lots 22 and 23 described in bullet #3.


SECTION 2. It is agreed and understood that Bryon and Yvonne Griffith or their representative will be responsible for the filing of all necessary documents with the Chancery Clerk of Hancock County, Mississippi.

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember Depero, seconded by Councilmember Koenen


and the question being put to a roll call vote, the result was as follows:

	Aye	Nay	Absent
Councilmember Depreo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Moran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Morgan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Koenenn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember L'Ecuier	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Schafer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the 17th day of September, 2019.


MAYOR

ATTEST:


CITY CLERK





5000 Diamondhead Circle • Diamondhead, MS 39525-3260
Phone: 228.222.4626 Fax: 228-222-4390
www.diamondhead.ms.gov

TO: Mayor, City Council and City Manager

FROM: Ronald R. Jones, CBO *Ronald*
Building Official

DATE: September 17, 2019

SUBJECT: Request to abandon 5' drainage and utility easements by Bryon and Yvonne Griffith;
Parcel number 067J-3-36-071.000.

Bryon and Yvonne Griffith have filed a request to abandon the full length and width a 5' drainage/utility easement on each side of the common property line between Lots 22 and 23, Deer Run Estates. Parcel number is 067J-3-36-071.000. These 2 lots have been combined having just the parcel number (see attached parcel information change request form from Hancock County Tax Assessor). This property will front on Diamondhead Drive East.

The purpose of this request is to allow the construction of a house (see attached request from Griffith).

The following entities have responded to this inquiry:

City of Diamondhead Public Works- no problem;

CEPA- agrees to abandon

DWSD- approved by DWSD Board

attachments

Bryon & Yvonne Griffith

792 Hanalei Circle
Diamondhead, MS 39525



August 5,
2019

Ronald Jones, Building Official
City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525

Dear Mr. Jones,

Pursuant to what we understand to be the policy regarding abandonment of easements on residential lots combined for the purpose of single family home construction, please find attached our request to abandon the easement between Lots 22 & 23, Deer Run Estates (Diamondhead Drive East). As per your guidance, we filed for combining these parcels with the County Clerk on Friday, August 2, 2019. These parcels are owned free and clear of liens. Consequently, the County will proceed immediately to process the request to combine by deleting Parcel # 067J-3-36-072.000. We have provided evidence of this action in the form of a copy of the Tax Assessor's Office application form. We were informed by the Tax Assessor's Office that this form is what you require.

The new combined parcel will front Diamondhead Drive East. At this point we are uncertain as to what the mail address will be. For help in geolocating this property, we have included a copy of the sectional map from the County Geoportal.

Thank you in advance for your attention to this extremely important matter. We are looking forward to building our new home on this combined parcel and appreciate all the assistance you and your staff have provided us in this process. Please do not hesitate to contact me with any follow-up questions or clarifications you may require. You can reach me anytime by phone at (228) 731-0023, or by email at bryongriffith1@gmail.com.

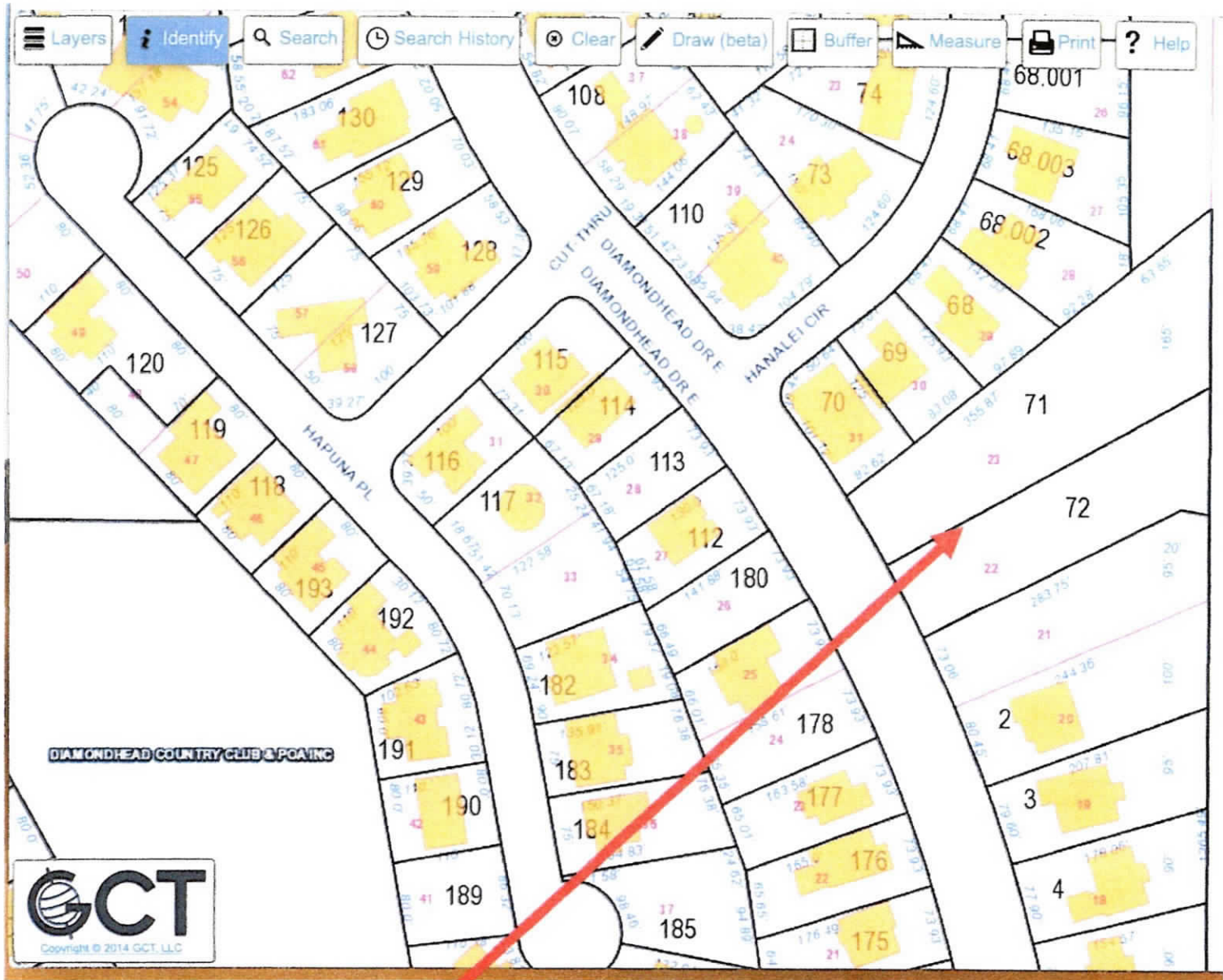
Respectfully,



Bryon O. Griffith



Yvonne F. Griffith



Note: This is the easement requested to be Abandoned.